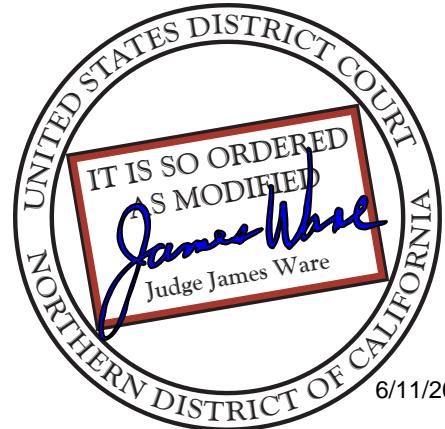


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6 Attorneys for Plaintiff/Counter-Defendant
 7 MONTEREY MUSHROOMS, INC.



6/11/2010

8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA

10 11 MONTEREY MUSHROOMS, INC.,

CASE NO: 5:09-C-09-02501 JW

12 Plaintiff,

**STIPULATED ORDER PERMITTING
 PLAINTIFF TO FILE FIRST AMENDED
 COMPLAINT**

13 vs.
 14 TRAVELERS PROPERTY CASUALTY
 15 COMPANY OF AMERICA; THE
 16 TRAVELERS LLOYDS INSURANCE
 COMPANY; and DOES 1 through 100
 (INCLUSIVE),

17 Defendants.

18 THE TRAVELERS LLOYDS
 19 INSURANCE COMPANY,

20 Counter-Claimant,

21 vs.

22 MONTEREY MUSHROOM, INC.

23 Counter-Defendant.

24
 25 IT IS HEREBY STIPUALTED by and between the parties to this action that Plaintiff
 26 MONTEREY MUSHROOMS, INC. ("Plaintiff") may file its First Amended Complaint. The
 27 basis for this stipulation is that the facts and issues raised by the First Amended Complaint do not
 28 enlarge the issues beyond those already raised by Plaintiff's Answer to Defendant THE

1 TRAVELERS LLOYDS INSURANCE COMPANY's Cross-Complaint and therefore will not
2 delay or expand discovery or the trial in this action. A true and correct copy of Plaintiff's First
3 Amended Complaint is attached hereto as Exhibit A and will be filed upon the Court's approval
4 of this Stipulated Order. Defendants will have thirty (30) days to file a responsive pleading
5 calculated from the date of service and filing of the Plaintiff's First Amended Complaint.

6

7 Dated: June 3, 2010

WILLOUGHBY, STUART & BENING

8

9

By: _____ /s/

Alexander F. Stuart
Ronald J. Cook
Attorneys for Plaintiff/Counter-Defendant
MONTEREY MUSHROOMS

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Dated: June 3, 2010

BULLIVANT HOUSER BAILEY

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By: _____ /s/

SAMUEL H. RUBY
Attorneys for Defendants
TRAVELERS PROPERTY CASUALTY
COMPANY OF AMERICA and THE
TRAVELERS LLOYDS INSURANCE
COMPANY

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20

I hereby attest that I have on file all holograph signatures for any signatures indicated by a
"conformed" signature (/s/) within this efiled document.

21

22

IT IS HEREBY ORDERED that Plaintiff is granted leave to file its First Amended
Complaint by **June 16, 2010** as a separate docket entry.

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Dated: June 11, 2010


UNITED STATES DISTRICT JUDGE